

In line 7, section 1, strike out \$40,000, and in section 2 strike out item 3.

#### THE PRESIDENT

In the chair.

#### SENATOR SIMKINS

Spoke at length against the amendment and substitute and in favor of the bill, and yielded the floor to

#### SENATOR BURGESS

Who moved that the Senate stand adjourned till 10 o'clock Monday morning.

Adopted.

The Senate adjourned till 10 o'clock Monday morning.

### TWELFTH DAY.

Senate Chamber, }  
Austin, April 30, 1888. }

The Senate met pursuant to adjournment.

Lieutenant Governor Wheeler in the chair.

Roll called.

Quorum present.

Prayer by the chaplain, Dr. R. K. Smoot.

Pending the reading of the Journal of Saturday,

On motion of Senator Calhoun,

The further reading of the same was dispensed with.

#### PETITIONS AND MEMORIALS.

##### BY SENATOR HOUSTON:

Petition from the Farmer's Alliance of Montague county asking the prohibition of railway companies from pooling.

Referred to committee on Internal Improvements.

##### BY SENATOR HOUSTON:

Petition from the Farmer's Alliance, of Montague county, asking amendment to the school law.

Referred to committee on Education.

##### BY SENATOR MACMANUS:

Petition from Nat Sulzbacher and other citizens of Eagle Pass to have

occupation taxes on telephone companies reduced.

Referred to committee on Finance.

#### REPORTS OF STANDING COMMITTEES.

Committee Room, }  
Austin, April 30, 1888. }

Honorable T. B. Wheeler, President of the Senate:

Sir:—Your committee on Finance, to whom was referred Senate bill No. 31, entitled

An act to amend articles 4756 and 4758, title 95, chapter 4, Revised Civil Statutes, and to add article 4756a, also to provide a lien in favor of purchasers at tax sales when said sales are invalid by reason of informalities in assessments, have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

JARVIS, chairman.

Bill read first time.

#### SENATOR ARMISTEAD

Gave notice of intention to file minority report on this bill.

Committee Room, }  
Austin, April 30, 1888. }

Honorable T. B. Wheeler, President of the Senate:

Sir—Your committee on Finance, to whom was referred Senate bill No. 34, entitled

An act to constitute a board to contract for certain repairs on the general land office building and to construct a neat, substantial iron fence around the same, and making appropriation therefor, have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass with the following amendment to section 3: Strike out "ten thousand" and insert in lieu thereof "six thousand."

All of which is respectfully submitted.

JARVIS, chairman.

Read first time with committee amendment.

Committee Room, }  
Austin, April 30, 1888. }

Hon. T. B. Wheeler, Lieutenant Governor and President of the Senate:

Sir—Your committee on finance, to

whom was referred House bill No. 36 entitled:

An act to repeal chapter 43 authorizing the payment of taxes of non residents of counties to be made at the comptroller's office, approved March 22, 1879, have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

JARVIS, chairman.

Bill read first time.

#### SENATOR ARMISTEAD

Sent us the following minority report:

Committee Room,  
Austin, April 30, 1888. }

Honorable T. B. Wheeler, President of the Senate:

Sir—The undersigned, a minority of your finance committee, to whom was referred House bill No. 36, entitled

An act to repeal chapter 43 authorizing the payment of taxes of non residents of the counties to be made at the comptroller's office, approved March 22, 1879, have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do not pass, for the reasons that in the first place they do not believe the subject matter thereof comes within the purview of the subjects mentioned in the governors call, and second because the law proposed to be repealed is one of great convenience and benefit, and its repeal would be unwise and inexpedient.

All of which is respectfully submitted.

ARMISTEAD.  
DOUGLASS.

#### BY SENATOR FRANK:

Committee Room,  
Austin, April 30, 1888. }

Honorable T. B. Wheeler, President of the Senate:

Sir—Your committee on engrossed bills have carefully examined and compared Senate bill No. 9, being

An act making an appropriation to construct buildings and supplying the State Orphan asylum for the indigent orphans of the State at Corsicana, Texas, and find the same correctly engrossed.

FRANK, chairman.

#### BILLS AND RESOLUTIONS.

##### BY SENATOR HOUSTON:

Whereas, Article 1 Section 19 of the

Constitution of the State of Texas, provides that no citizen of this State shall be deprived of life, liberty, property, privileges or immunities, or in any manner disenfranchised, except by due course of the law of the land.

2nd. And, whereas, on the day of — A. D. 1887, George Anderson, then and now a citizen of the State of Texas, was, while in the State of New York temporarily, on private business, seized and incarcerated by the authorities of said State of New York.

3rd. And, whereas, it appears that neither at the time of said seizure nor thereafter was the said George Anderson accused of any violation of any law State or Federal, but that without warrant or affidavit, the said Anderson was illegally arrested and confined in prison for nine months, thus entailing upon the said Anderson great hardships and financial injury. Therefore, be it

Resolved, by the Senate, the House of Representative concurring, that the Governor of the State of Texas be intrusted to institute proper and necessary inquiries into the said wrongs inflicted upon the said George Anderson, and that the result of said inquiries be laid before this legislature in order that steps may be taken to secure said Anderson reparation for his grievances and that the honor of the State of Texas may be vindicated.

Referred to committee on State Affairs.

##### BY SENATOR MACMANUS:

A bill to be entitled an act to provide for the voluntary adoption of a uniform system of text books for the public schools of the State of Texas, and to provide a manner of acquiring and holding same books by each school community, district, town or city, in said schools, and to provide a manner of adopting or acquiring a State series of text books, and to provide for the publishing of the same, and for other purposes.

Referred to committee on education.

The bill provides for the appointment of a commission to compile, adopt, or write, a uniform system of text books, to be known as the "Texas series." Said books to be sold to the public free schools of the State at actual cost of compilation, publication, transportation, etc., to be used in each school district, community, city or town, by the pupils of said schools free of charge.

And for an appropriation to increase the facilities of the State publishing house.

On motion of Senator Douglass of Grayson, Senator Douglass of Jefferson was excused until Saturday on account of important business.

#### MESSAGE FROM THE HOUSE.

The following message was received from the House of Representatives:

House of Representatives, }  
Austin, April 30, 1888. }

Honorable T. B. Wheeler, President of the Senate:

Sir—I am directed by the House to inform the Senate that the House has passed the following bills:

House Substitute for Senate Concurrent Resolution No. 3.

An act for cleaning Capitol Grounds and making an appropriation therefor, by a two-third vote, ayes 71, nays 14.

House bill No. 1.

An act to provide for the levy and collection for the year 1888 an ad valorem tax of ten cents on the hundred dollars for general revenue purposes, and for every year thereafter an annual ad valorem tax of eighteen cents on the hundred dollars, by a two third vote, ayes 85, nays 66.

WILL LAMBERT.

Chief Clerk House of Representatives

#### UNFINISHED BUSINESS.

Senate bill No. 12, proposing to refund moneys to the university fund with two amendments, being the penning business,

#### SENATOR SIMKINS

Concluded his speech in favor of the bill.

#### SENATOR GREGG

Spoke at length in opposition to the bill.

#### SENATOR POPE

In the chair.

#### SENATOR ARMISTEAD

Made a lengthy argument in favor of the bill.

#### THE PRESIDENT

In the chair.

#### THE PRESIDENT

Made the following references:

House bill No. 1.

An act to provide for the levy and collection of an ad valorem State tax for general revenue purposes for the year 1888 at ten cents on the one hundred dollars, and an annual ad valorem state tax for general revenue purposes for every year thereafter of eighteen cents on the one hundred dollars.

Referred to the Finance committee.

And House Substitute for Senate Concurrent Resolution No. 3,

An act for clearing capitol grounds and making an appropriation therefor.

Referred to committee on State Affairs.

By leave,

#### SENATOR CAMP

Sent up the following committee report:

Committee Room, }  
Austin, April 30, 1888. }

Honorable T. B. Wheeler, President of the Senate:

Sir—Your committee on State affairs, to whom was referred substitute for Substitute House bill No. 38, entitled:

An act to provide for the reception of the New State Capitol building, have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass, with the accompanying amendment: Strike out the words at end of section 1—"saving and reserving to the State all rights under the contract and the security given for the performance thereof."

All of which is respectfully submitted.

CAMP, chairman.

Bill read first time.

#### SENATOR GLASSCOCK

Moved to suspend the pending business, and take up substitute for substitute House bill No. 38, the bill just reported.

#### SENATOR FRANK

Moved as substitute for that motion that the bill be printed in the journal, and that it be made second special

order for to morrow after morning call, and from day to day until disposed of.

The substitute was adopted by the following vote:

## Yeas—17.

Allen	Knittle
Burges	McDonald
Camp	Macmanus
Douglass of G	Stinson
Field	Terrell
Frank	Upshaw
Garrison	Woods
Gregg	Woodward
Jarvis	

## Nays—10.

Armistead	Glascock
Bell	Houston
Burney	Lane
Calhoun	Pope
Claiborne	Simkins

## Absent—1.

Baker

The bill was made the second special order for to-morrow after morning call and from day to day till disposed of.

Substitute for Substitute House bill No. 38.

An act to provide for the reception of the new state capitol building.

Whereas, there is no provision in the law which clearly defines how or in what manner the new state capitol building shall be received; therefore,

Section 1. Be it enacted by the Legislature of the State of Texas, that the governor, treasurer, comptroller and commissioner of the general land office are hereby constituted a board for the purpose of receiving or rejecting the new state capitol building, in whole or in part, with full power to act in the premises, saving and reserving to the state all rights under the contract and the securities given for the performance thereof.

Section 2—That the near completion of this important work requires immediate action, not heretofore provided for by law, and creates an imperative public necessity and an emergency that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect on and after its passage, and it is so enacted.

The Senate committee amendment strikes out all of section 1, after the word "premises."

By leave

## SENATOR HOUSTON

introduced a bill to amend acts 4262, 4264, 4265, of chapter 1, title 95, Revised Statutes.

The bill seeks to tax hucksters on railroad trains in Texas ten dollars per annum in each and every county in which they do business.

The bill was referred to committee on Finance.

The following was laid before the Senate and read.

Senate Chamber, }

Austin, April 28, 1888. }

Honorable T. B. Wheeler, President of the Senate:

Dear Sir—Owing to pressing personal interests, I am compelled to resign my position as your postmaster, to take effect Monday, April 30, 1888. In doing so I desire to return sincere thanks to each senator for kind treatment during my term of office.

Very respectfully your obedient servant,

J. C. DOUGLASS.

On motion of Senator Frank, the resignation was accepted.

## THE PRESIDENT

Announced the appointment of J. O. Wheeler of Victoria, postmaster for the Senate, vice J. C. Douglass resigned.

On motion of Senator Burges,

The Senate adjourned until 9:30 o'clock a. m. to-morrow morning.

## THIRTEENTH DAY.

Senate Chamber, }

Austin, May 1, 1888. }

The Senate met pursuant to adjournment.

Lieutenant Governor Wheeler in the chair.

Roll called.

Quorum present.

Prayer was offered by the chaplain Dr. Smoot.

Pending the reading of the Journal on motion of Senator Woodward the further reading of the same was dispensed with.

On motion of Senator Camp,

Senator Gregg was excused until next Monday on account of important business.